

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

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RICHARD A. SALAH,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL  
SECURITY ADMINISTRATION,

Defendant.  
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CASE NO. 1:12-CV-2104

OPINION & ORDER  
[Resolving Doc. No. [1](#)]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

Plaintiff Richard Salah challenges the final decision of the Commissioner of Social Security, denying his claim for disability insurance benefits and supplemental social security income.<sup>1/</sup> Specifically, Salah says that the Administrative Law Judge's findings are not supported by substantial evidence. This matter was referred to Magistrate Judge White pursuant to Local Rule 72.2. On June 19, 2013, Magistrate Judge White recommended that the Court vacate the Commissioner's decision denying benefits and remand the case to the Social Security Administration.<sup>2/</sup>

The Federal Magistrates Act requires a district court to conduct a *de novo* review only of those portions of a Report and Recommendation to which the parties have made an objection.<sup>3/</sup> Parties must file any objections to a Report and Recommendation within fourteen days of service.<sup>4/</sup> Failure to object within this time waives a party's right to appeal the district court's judgment.<sup>5/</sup>

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<sup>1/</sup>Doc. [1](#).

<sup>2/</sup>Doc. [17](#).

<sup>3/</sup>[28 U.S.C. § 636\(b\)\(1\)\(C\)](#).

<sup>4/</sup>[Id.](#); [Fed. R. Civ. P. 72\(b\)\(2\)](#).

<sup>5/</sup>[Thomas v. Arn](#), 474 U.S. 140, 145 (1985); [United States v. Walters](#), 638 F.2d 947, 949-50 (6th Cir. 1981).

Case No. 1:12-CV-2104  
Gwin, J.

Absent objection, a district court may adopt the magistrate judge's report without review.<sup>6/</sup>

In this case, neither party has objected to the Magistrate Judge's recommendation. Moreover, having conducted its own review of the record and the parties' briefs in this case, the Court agrees with the conclusions of Magistrate Judge White.

Accordingly, the Court **ADOPTS** in whole Magistrate Judge White's Report and Recommendation and incorporates it fully herein by reference, **VACATES** the decision of the Commissioner of Social Security, and **REMANDS** for proceedings consistent with the Report and Recommendation.

IT IS SO ORDERED.

Dated: July 8, 2013

s/ James S. Gwin  
JAMES S. GWIN  
UNITED STATES DISTRICT JUDGE

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<sup>6/</sup>See [Thomas, 474 U.S. at 149](#).